

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC. PELVIC  
REPAIR SYSTEM PRODUCTS  
LIABILITY LITIGATION

MDL 2327

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THIS DOCUMENT RELATES TO:

*Brigitte Krevanko, et al. v. Ethicon Inc., et al. 2:17-cv-03209*

*Kimberly Leonard et al. v. Ethicon Inc., et al. 2:14-cv-25743*

**PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION FOR ORDER REGARDING  
DISPOSITION OF NON-REVISION GYNECARE TVT PRODUCT CASES**

NOW COME the above-referenced Plaintiffs, by and through the undersigned counsel, and in response to the motion of the Defendants, Ethicon, Inc., and Johnson & Johnson ("Ethicon") regarding the disposition of non-revision Gynecare TVT Product Cases (Doc No. 5313) set forth the following:

On March 2, 2018, Ethicon filed *Defendants' Motion for Order Regarding Disposition of Non-Revision Gynecare TVT Products Cases* (Doc. No. 5313), which proposes a disposition of cases in which plaintiff has not undergone a revision procedure. Accompanying the motion as Exhibit A was a list of cases that Ethicon maintains are cases in which the plaintiff has a Gynecare TVT product implanted and has had no revision procedure performed.

On March 14, 2018, Ethicon filed a Motion to Amend Exhibit A (including Appendiz 1 and 2) to Ethicon's Motion for Order Regarding Disposition of Non-Revision Gynecare TVT Product Cases (Doc No. 5414-1).

The above-named plaintiffs are included in Ethicon's list of plaintiffs who have not

undergone a revision procedure. However, each of the above-named plaintiffs have undergone a revision procedure and are not properly included in Ethicon's motion. Plaintiff's counsel has informed Ethicon that the above-named plaintiffs are not non-revision cases. Plaintiffs file this response to preserve their claims and avoid dismissal to the extent that Ethicon's motion is granted.

Dated: March 16, 2018

Respectfully submitted,

/s/ C. Brooks Cutter

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 16, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ C. Brooks Cutter